



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Application No.: 10/056,975

Filed: January 25, 2002

Inventor(s):

James Grey and Eugueny  
KontsevoyTitle: Test Executive System  
Having XML Object  
Representation CapabilitiesExaminer: Unknown  
Group/Art Unit: 2184  
Atty. Dkt. No: 5150-63600

JAN 21 2003

Technology Center 2100

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on the date indicated below.

Jeffrey C. Hood

Signature

1/13/2003

Date

INFORMATION DISCLOSURE STATEMENTCommissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☐ the additional information identified below in paragraph 3. A copy of each reference listed on the Form PTO-1449 is enclosed.

1. This Information Disclosure Statement is submitted:

- a. ☐ within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);  
☐ within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;  
☒ before the mailing date of a first Office Action on the merits; or  
☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☐ a fee of \$180.00 is enclosed.

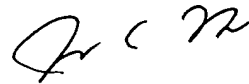
- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.
2. It is hereby certified:
- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.
3. ☐ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:
4. For each non-English language reference listed on the attached Form PTO-1449:
- ☐ reference is made to an English language translation submitted herewith, and/or
- ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) \_\_\_\_\_, and/or
- ☐ reference is made to the concise explanation set forth below:
5. ☐ Applicant also offers the following comments for the Examiner's consideration:
6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.

8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

The Information Disclosure Statement submitted herewith includes copies of the content of several Internet web pages. Applicant notes that it is generally more difficult to accurately establish the publication dates for web pages than for printed media such as books and journal articles. Even if a web page lists a date of "last update", it is possible that a web page author may make changes to the web page and forget to correspondingly change the last update date. Thus, a web page may include content which was added after the indicated last update date.

If any required fees are missing, the Commissioner is authorized to charge said fees to Conley, Rose & Tayon, P.C. Deposit Account No. 50-1505/5150-63600/JCH.

Respectfully submitted,



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Date: 11/13/2007

**Form PTO-1449** (modified)  
 List of Patents and Publications  
 For Applicant's Information  
 Disclosure Statement  
 (Use several sheets if necessary)

ATTY. DOCKET NO: 5150-63600

SERIAL NO: 10/056,975

**RECEIVED****JAN 21 2003****Technology Center 2100**

APPLICANT: Grey et al.

FILING DATE: January 25, 2002

GROUP: 2184

**U.S. PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	6,397,378	05/28/2002	Grey et al.			
	A2	6,023,773	02/08/2000	O'Donnell et al.			
	A3	6,002,868	12/14/1999	Jenkins et al.			
	A4	6,336,088	01/01/2002	Bauman et al.			
	A5	5,261,097	11/09/1993	Saxon			

**FOREIGN PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION. YES/NO

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

A6	National Instruments Corporation, LabVIEW, "Test Executive Reference Manual," August 1997.
A7	Johnson, Laura, "Test and Measurement – Understanding Test Executives," Webpage <a href="http://www.testandmeasurement.com/content/news/">www.testandmeasurement.com/content/news/</a> , October 16, 2000, pages 1-9.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement--PTO 1449 (modified)

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